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6                   IN THE UNITED STATES DISTRICT COURT  
7                   FOR THE DISTRICT OF ARIZONA  
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9 Austin Flake and Logan Flake, husband and  
10 wife,

11                   Plaintiffs,

12 v.

13 Joseph Michael Arpaio, in his official  
14 capacity as Sheriff of the Maricopa County  
15 Sheriff's Office, and in his personal  
16 capacity along with his wife Ava J. Arpaio;  
17 Maricopa County, by and through the  
Maricopa County Board of Supervisors  
Denny Barney, Steve Chucri, Andy  
Kunasek, Clint Hickman, and Steve  
Gallardo, in their official capacities,

18                   Defendants.

No. CV-15-01132-PHX-NVW

**AMENDED ORDER**

(Amended to correct error in caption)

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20                 Before the Court is Defendant's Motion to Continue Trial (Doc. 136) and the  
21 Response (Doc. 137). Defense counsel has recently substituted as counsel in a state court  
22 matter with depositions to commence in January 2018 and continue into March. The  
23 time of trial is not stated.

24                 Defense counsel can be accommodated by setting a trial on December 5, 2017.  
25 This Court is in a seven-week criminal trial beginning October 3, 2017, and cannot set  
26 this trial earlier. Pretrial deadlines in this case will be reset to earlier times. The jury will  
27 not be inconvenienced by being in trial as the holiday season approaches.

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IT IS THEREFORE ORDERED that Defendant's Motion to Continue Trial (Doc. 136) is granted to the extent that this case is reset for a firm trial to a jury on **December 5, 2017**.

4 IT IS FURTHER ORDERED that the Order Setting Final Pretrial Conference  
5 (Doc. 135) is further amended as follows:

6           1. A Proposed Final Pretrial Order shall be lodged with the Court no later than  
7 **4:00 p.m. on October 27, 2017.**

8       2. The parties shall file and serve all motions in limine no later than **4:00 p.m.**  
9 on **October 27, 2017**. The parties must meet and confer in advancing of filing any  
10 motion in limine and must certify that the opposing party does intend to offer the  
11 challenged evidence. Responses to motions in limine shall be filed on or before **4:00**  
12 **p.m. on November 7, 2017**.

13           3.     A Final Pretrial Conference shall be held on **November 13, 2017, at 1:30**  
14           **p.m.**

15 | Dated: September 12, 2017.

*Neil V. Wake*  
Neil V. Wake  
Senior United States District Judge